

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

2014 JUN 25 P 2: 58

U.S. BANKRUPTCY COURT
E.D. MICHIGAN-DETROIT

In re
City of Detroit,
Debtor

Chapter 9
Case No. 13-53846
Hon.: Steven W. Rhodes

Creditor Dennis Taubitz in Support and in Opposition of Motion of the General Retirement System of the City of Detroit to Designate and Determine Additional Legal Issues Regarding Methodology for ASF Recoupment from Retirees

Creditor Dennis Taubitz, without waiving any objections he has against the Debtor's Plan of Adjustment and its attempt to steal monies from retirees, files this response both in support and in opposition to the Motion filed by the General Retirement System.

Creditor agrees with the General retirement System that the Debtor has no legal or moral basis for treating retirees different than employees. Employees are allowed to pay a lump sum while retirees are not, and the retirees are charged an exorbitant interest. Unfortunately, this is consistent with the Debtor's practice during the course of this litigation.

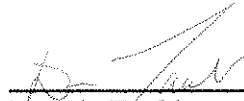
Creditor further submits that there is no legal basis for Debtor attempting to assess interest when Debtor fails to allow for lump sum payment.

Further, Debtor has failed to set forth any legal basis for its attempted theft of retiree and employees' funds.

Further, Creditor submits that the General retirement System has failed to establish that the issue is a discretionary legal issue that should be similarly resolved independent of and prior to the Plan confirmation trial.

WHEREFORE, Creditor Dennis Taubitz requests that the Motion of the General Retirement System be held in abeyance and resolved at the Confirmation hearing.

Respectfully submitted,



Dennis Taubitz
In Pro Per
Creditor
3051 Lindenwood Drive
Dearborn, MI 48120
(313) 632-9150

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**NOTICE OF RESPONSE IN SUPPORT AND IN OPPOSITION OF MOTION OF THE
GENERAL RETIREMENT SYSTEM OF THE CITY OF DETROIT TO DESIGNATE
AND DETERMINE ADDITIONAL LEGAL ISSUES REGARDING METHODOLOGY
FOR ASF RECOUPMENT FROM RETIREES**

Creditor Dennis Taubitz has filed papers with the court a Response in Support and in Opposition of Motion of the General Retirement System of the City of Detroit to Designate and Determine Additional Legal Issues Regarding Methodology for ASF Recoupment from Retirees.

Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one.)

If you do not want the court to grant the Motion of the General Retirement System or if you want the court to consider your views on the Motion of the General Retirement System, then within 14 days you or your attorney must:

File with the court a written response, or answer explaining your position at:

Attn: Bankruptcy Court Clerk
United States Bankruptcy Court
Eastern District of Michigan
211 West Fort Street
Detroit, MI 48226

If you mail your response to the court for filing, you must mail it early enough so the court will **receive** it on or before the date stated above.

You must also mail a copy to:

Dennis Taubitz
3051 Lindenwood Drive
Dearborn, MI 48120

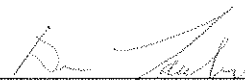
Heather Lennox
Bruce Bennett
Jones Day
555 South Flower Street – Fiftieth Floor
Los Angeles, CA 90071

Jennifer Green
Clark Hill, PC
151 S. Old Woodward Avenue – Suite 200
Birmingham, MI 48009

Attend the hearing scheduled to be held on the date and time and Courtroom set by this court, United States Bankruptcy Court, Eastern District of Michigan, 211 West Fort Street, Detroit, MI 48226.

If you or your attorney do not take these steps, the Court may decide that you do not oppose the relief sought in the motion and may enter an order granting that relief.

Date: June 25, 2014

Signature: 
Name: Dennis Taubitz
Address: 3051 Lindenwood Drive, Dearborn, MI 48120

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

FILED (I)

IN RE:

city of Detroit Debtor.

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CASE NO: 13-53846
CHAPTER: 9
JUDGE: Steven Rhodes
U.S. BANKRUPTCY COURT
E.D. MICHIGAN - DETROIT

PROOF OF SERVICE

I hereby certify that on JUNE 25 2014 (date of mailing), I served

copies as follows:

1. Document(s) served: creditor Dennis TAUBITZ Response in Support and in opposition to Motion of the General Retirement System of the City of Detroit to Designate and Determine Additional legal Issues Regarding Methodology for ASF Recoupment From Retirees

2. Served upon [name and address of each person served]: Clark Hill PLC
Heather Lennox
Bruce Bennett
555 South Flower St.
Fiftieth Floor
Los Angeles, CA
90071
Jennifer Green
151 South Old Woodward Ave Suite 200
Birmingham, Mich

3. By First Class Mail.

Dated: JUNE 25 2014

Dennis Taubitz
(Signature of Debtor) creditor

Print Name: Dennis TAUBITZ

(Signature of Co-Debtor)

Print Name: _____

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U.S. BANKRUPTCY COURT
E.D. MICHIGAN - DETROIT

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